IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

Suit No.2053 of 1994

Bank of India .. Plaintiffs

V/s

Kantilal V. Bhagat and Anr..Defendants

Ms Sophia Pinto i/b Dhruve and Co for plaintiffs

None present for the defendants.

CORAM:A.S.AGUIAR,J.

DATED:23rd Feb. 2005

P.C.:-

1. By order dated 15th September 2000 the Prothonotary and Senior Master dismissed the suit as against defendant nos.1 and 2 for want of prosecution and suit as against defendant no.3 transferred to the list of undefended suits.

2. No written statement has been filed by the defendant no.3. None present on behalf of defendant no.3 though served. Affidavit of service is taken on record.

3. There will be an order favouring the

plaintiff against defendant no.3 under Order 8 Rule 10 of Civil Procedure Code in terms of prayer clauses (a) to (e).

4. Suit stands disposed of.

5. Certified copy expedited.

(A.S.AGUIAR,J.)